

PE/2010/1315 C(2010) 1365

COMMISSION DECISION

of 15 March 2010

on the adoption and the financing of an action not foreseen in the Annual Action Programme 2009 in favour of Sierra Leone to be financed from the 10th European Development Fund

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the ACP-EC Partnership Agreement signed in Cotonou on 23 June 2000¹, revised by the Agreement of 25 June 2005² signed in Luxemburg, and in particular Article 34 of Annex IV thereof,

Having regard to the Council Regulation (EC) No 617/2007 of 14 May 2007 on the implementation of the 10th European Development Fund under the ACP-EC Partnership Agreement, and in particular Article 7.4 thereof³.

Having regard to Financing Agreement No 9066/SL with the Republic of Sierra Leone signed of 12 December 2003, modified by Addendum No 1 signed on 16 January 2006 and Addendum No 2 signed on 4 June 2009 and in particular Articles 20.1 and 20.2 of the General Conditions applying to the 9th EDF,

Whereas:

- (1) The Commission has adopted the Country Strategy Paper for Sierra Leone and the Multiannual Indicative Programme for the period 2008-2013, point 1.2.1 of which provides for the following priorities: Good governance and institutional support, Rehabilitation of priority infrastructure, General Budget support.
- (2) The objectives of the Financing Agreement No 9066/SL with the Republic of Sierra Leone are to improve access to the northern, eastern and southern parts of the country, to increase the stock of all weather roads and to promote economic and social development in the hinterland of these roads.
- (3) The contractor implementing the programme was found to be entitled to a price revision he claims on the basis of. an increase in prices of hydrocarbon products, fuel, cement, steel and labour.

¹ OJEU L 317, 15.12.2000, p. 3

² OJEU L 287, 28.10.2005, p. 5

³ OJEU L 152, 13.6.2007, p. 1

- (4) It is necessary to increase the ceiling of the Fund Commitment of the above-mentioned Financing Agreement by the amount of EUR 6,000,000 to a total of 53,820,737.21.
- (5) In his request dated 15/06/2009, the National Authorising Officer of Sierra Leone has properly justified this measure.
- (6) The measure covered by this Decision is in conformity with the objectives of development finance co-operation as defined in Article 55 of the ACP-EC Partnership Agreement.
- (7) This decision constitutes a financing decision within the meaning of Article 16 of Annex IV to the ACP-EC Partnership Agreement and Article 67 of the Financial Regulation applicable to the 10th European Development Fund.
- (8) This proposal does not enter into the categories of proposals subject to an opinion of or information to the European Development Fund Committee as provided for by Article 8 of the Internal Agreement.

HAS DECIDED AS FOLLOWS:

Article 1

An additional contribution of the European Union to the project "Road Infrastructure Programme", a description of which is annexed, is hereby approved for an amount of EUR 6,000,000 from the 10th European Development Fund.

Article 2

Addendum No 3 to Financing Agreement 9066/SL signed on 12 December 2003 with the Republic of Sierra Leone, the text of which is annexed, is hereby approved.

Done at Brussels, 15/03/2010

For the Commission

Member of the Commission

ANNEXES

1. Annex: Action fiche "Road Infrastructure Programme", (9 ACP SL 05 and 10 ACP SL 09), Financing Agreement 9066/SL - action not foreseen in the Annual Action Programme 2009